



STATE OF NEW JERSEY  
DEPARTMENT OF LAW & PUBLIC SAFETY  
DIVISION OF CONSUMER AFFAIRS  
NEW JERSEY STATE  
BOARD OF NURSING

IN THE MATTER OF THE  
LICENSE OF

CAREN CAREY, L.P.N.  
License # NP 06390100

TO PRACTICE NURSING IN THE  
STATE OF NEW JERSEY

Administrative Action

FINAL ORDER  
OF DISCIPLINE

This matter was opened to the New Jersey State Board of Nursing ("the Board") upon receipt of information which the Board has reviewed and on which the following findings of fact and conclusions of law are made:

FINDINGS OF FACT

1. Respondent is a licensed practical nurse in the State of New Jersey, whose nursing license expired on May 31, 2014.
2. On or about February 22, 2014, a letter of inquiry issued on behalf of the Board, asking respondent, inter alia, to provide information concerning an arrest for contempt on February 14, 2013, and to provide documentation of all nursing continuing education completed in the last three years, in the form of certificates of completion, .

3. The letter of inquiry was sent by certified and regular mail to respondent's address of record. The certified mailing was signed for. The regular mailing was not returned. No response has been received to date.

4. Respondent indicated on her 2012 renewal application that she would not have completed all required continuing education for the 2010-2012 renewal period by May 31, 2012.

#### CONCLUSIONS OF LAW

1. Respondent's failure to respond to a Board inquiry constitutes a failure to cooperate with a Board investigation in violation of N.J.A.C. 13:45C-1.2, -1.3, subjecting respondent to sanctions pursuant to N.J.S.A. 45:1-21(e).

2. Respondent's failure to timely complete continuing education requirements for the 2010-2012 licensing cycle constitutes a violation of N.J.A.C. 13:37-5.3, subjecting respondent to sanctions pursuant to N.J.S.A. 45:1-21(e) and (h).

Based on the foregoing findings and conclusions, a Provisional Order of Discipline was entered on August 15, 2014, provisionally suspending respondent's nursing license and imposing a total of \$750 in civil penalties. A copy of the Order was served upon respondent by certified and regular mail at her address of record. The Provisional Order was subject to finalization by the Board at 5:00 p.m. on the 30<sup>th</sup> business day following entry unless respondent requested a modification or dismissal of the stated Findings of Fact or Conclusions of Law by submitting a written request for modification or dismissal setting forth in writing any and all reasons why said findings and conclusions should be modified or dismissed and submitting any and all documents

or other written evidence supporting respondent's request for consideration and reasons therefor.

The record reflects that the certified mailing of the Provisional Order was returned, marked "undeliverable as addressed," "unable to forward." The regular mailing of the Provisional Order was returned, marked that forwarding time had expired, and indicating a forwarding address in East Orange. Mailings of the Provisional Order sent by certified and regular mail were then sent to the forwarding address. The certified mailing was returned, marked "unclaimed," "unable to forward." The regular mailing was not returned. No response has been received to date. The Board considered this matter, and determined that service had been effected, as the mailings had been sent to respondent's address of record with the Board, as well as to the forwarding address indicated. The Board then further determined that as no discrepancies had been raised with respect to the findings and conclusions of the Provisional Order, additional proceedings were not necessary, and the Provisional Order should be made final.

ACCORDINGLY, IT IS on this 7<sup>th</sup> day of November, 2014,

ORDERED that:

1. Respondent's license to practice nursing in the State of New Jersey is hereby suspended until she has fully responded to the Board's February 22, 2014 inquiry, and until she is able to document completion of all required nursing continuing education.
2. A civil penalty in the amount of \$500 is hereby imposed for the violation of N.J.A.C. 13:45C-1.2, -1.3, as well as a \$250 civil penalty for the violation of N.J.A.C. 13:37-5.3, for a total penalty amount of \$750. Payment shall be in the form of a certified

check or money order, made payable to the State of New Jersey, and shall be sent to the attention of George Hebert, Executive Director, Board of Nursing, P.O. Box 45010, 124 Halsey Street, 6<sup>th</sup> Floor, Newark, NJ 07101 within 21 days of the filing of this order.

NEW JERSEY STATE BOARD OF NURSING

By:

*Patricia Ann Murphy PhD APN*  
Patricia Ann Murphy, PhD, APN  
Board President